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FILED
DISTRICT COURT OF GUAM
JAN 05 2006 *mb*
MARY L.M. MORAN
CLERK OF COURT

Attorneys for the United States of America

IN THE UNITED STATES DISTRICT COURT
FOR THE TERRITORY OF GUAM

UNITED STATES OF AMERICA,

Plaintiff,

vs.

EUN YOUNG LEE,

Defendant.

CRIMINAL CASE NO. 05-00082

UNITED STATES MOTION TO
DISMISS INDICTMENT

COMES NOW the United States of America, by and through undersigned counsel, and hereby moves this Honorable Court for an order dismissing the indictment in this matter, which is set for trial January 17, 2006, at 2006. The government makes this motion for the reasons set forth in the attached Declaration of Counsel, and pursuant to Federal Rule of Criminal Procedure 48(a).

Respectfully submitted this 5th day of January, 2006.

LEONARDO M. RAPADAS
United States Attorney
Districts of Guam and CNMI

By:


Karon V. Johnson
KARON V. JOHNSON
Assistant U.S. Attorney

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Defendant has rejected the government's plea offer, which required, among other things, that she name the MVD officials who were issuing licenses for her. The FBI has identified at least three other Koreans who have paid the defendant to receive illegal driver's licenses. According to our informants, defendant has been doing this for years. The FBI is presently conducting an investigation, through other informants, which we believe will ultimately lead to charges against the defendant for many such offenses, and the identification of the MVD officials working with her.

If this case goes to trial on January 17, it will have to be unsealed, and the fact there is an FBI investigation into the MVD will become public knowledge. The government is concerned that such public knowledge will warn corrupt government officials and cause the destruction of records important to this investigation. Accordingly, the government is moving to dismiss this indictment, with the intent of seeking an indictment on these and other charges, when the FBI investigation is complete.

Respectfully submitted this 5th day of January, 2006.


KARON V. JOHNSON
Assistant U.S. Attorney